

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA**

DANIEL J. LEVETO	:	CIVIL NO. 05-00149 Erie
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
THE HONORABLE MAURICE B. COHILL	:	Magistrate Judge Susan Paradise
	:	Baxter
Defendant.	:	

ORDER

AND NOW, this _____ day of _____, 2005, **IT IS**

ORDERED THAT the Defendant's Motion to Dismiss is **GRANTED**.

Plaintiff's complaint is **DISMISSED WITH PREJUDICE**.

J.